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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA, ) NO. CR 17-403 EMC  
14 Plaintiff, )  
15 v. )  
16 OSCAR VANEGAS and ANGELITO ) STIPULATION TO EXCLUDE TIME AND  
17 VASQUEZ MALLARI, a/k/a "ALVIN," ) [PROPOSED] ORDER  
18 Defendants. )  
19

20 **STIPULATION**

21 IT IS HEREBY STIPULATED, by and between the parties to this action, as stated on the record  
22 at the status conference on August 30, 2017, that the time between August 30, 2017, and October 25,  
23 2017, be excluded under the Speedy Trial Act pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (h)(7)(B).  
24 Excluding time until October 25, 2017, will allow defense counsel the reasonable time necessary for  
25 effective preparation, taking into account the exercise of due diligence. See 18 U.S.C.  
26 § 3161(h)(7)(B)(iv).

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1 IT IS SO STIPULATED.

2 DATED: September 1, 2017

BRIAN J. STRETCH  
United States Attorney

4 /s/  
5 JULIE D. GARCIA  
Assistant United States Attorney

6 DATED: September 1, 2017

8 /s/  
9 GIL EISENBERG  
Counsel for Defendant  
10 ANGELITO VASQUEZ MALLARI

11 **[PROPOSED] ORDER**

12 As explained on the record during the August 30, 2017 status conference, the Court finds that the  
13 exclusion of the period from August 30, 2017, to October 25, 2017, from the time limits applicable  
14 under 18 U.S.C. § 3161, is warranted; that the ends of justice served by the continuance outweigh the  
15 interests of the public and the defendant in the prompt disposition of this criminal case; and that the  
16 failure to grant the requested exclusion of time would unreasonably deny defense counsel the reasonable  
17 time necessary for effective preparation, taking into account the exercise of due diligence, and would  
18 result in a miscarriage of justice. *See* 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

19 IT IS SO ORDERED.

20 DATED: 9/14/17

